

MEMORANDUM

DATE: June 9, 2010
TO: The Chesapeake Bay Board
FROM: Michael D. Woolson
SUBJECT: Case NO. CBE-07-015, 108 Seven Oaks.

Mr. Ron Nervitt, owner 108 Seven Oaks, has requested an extension of the expiration date for Chesapeake Bay Board Exception CBE-07-015, for an indefinite period of time or as a minimum of 5 years. In 2008, Mr. Nervitt requested an indefinite extension. The Board approved a two-year extension at that time.

The Board may wish to consider Mr. Nervitt's request for an indefinite deferral and find that special circumstances or hardships exist that may warrant an exception extension period of more than 1 year.

Staff would advise the Board that a precedent could be established with the Board's decision.

Staff recommends that this request be given a 1 year extension, consistent with Section 23-16 of the Chesapeake Bay Preservation Ordinance, which states "Waivers or exceptions granted will become null and void if building foundations are not completed within 12 months."